

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

FORTY-FIRST DAY'S PROCEEDINGS

**Twenty-Ninth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Friday, June 13, 2003

The Senate was called to order at 1:00 o'clock P.M., by Hon. John Hainkel, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The President of the Senate announced there were 35 Senators present and a quorum.

Prayer

The prayer was offered by Senator Hines, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Lambert, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

**Privilege Report of the
Legislative Bureau**

June 13, 2003

To the President and Members of the Senate:

I am directed by your Legislative Bureau to submit the following report:

The following bills are approved as to construction and duplication.

HOUSE CONCURRENT RESOLUTION NO. 155 (Substitute for House Concurrent Resolution No. 53 by Representative LaFleur)—

BY REPRESENTATIVE LAFLEUR

A CONCURRENT RESOLUTION

To amend the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors rule (LAC 46:LXI.105(A)), which includes a definition of the phrase "practice of land surveying", by adding a Paragraph (e) to such definition; to authorize owners of agricultural land or their employees to prepare their own topographical maps for certain specified purposes; and to direct the Louisiana Register to print the amendments in the Louisiana Administrative Code.

Reported without amendments.

HOUSE BILL NO. 107—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 9:3577.3(C), relative to credit card solicitation; to prohibit credit card issuers from offering inducements to students; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 404—

BY REPRESENTATIVES HUDSON, CURTIS, LAFLEUR, MORRELL, NEVERS, JACK SMITH, TRICHE, WELCH, WINSTON, BRUCE, ROMERO, AND SNEED

AN ACT

To enact R.S. 14:79.2 and R.S. 46:2143, relative to domestic abuse assistance; to authorize the use of electronic monitoring equipment in certain domestic violence cases; to require the court to specify the terms of electronic monitoring; to provide for minimum requirements of electronic monitoring; to create the crime of tampering with electronic monitoring equipment; to provide for criminal penalties; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 439—

BY REPRESENTATIVE MARTINY

AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(c)(iii), relative to the Tuition Opportunity Program for Students Performance Award; to provide eligibility requirements for an initial award; to provide conditions and limitations; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 515—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 14:331.1 and to repeal Part XV of Chapter 2 of Code Title XII of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3573.1 through 3573.16, relative to credit repair services; to prohibit the business of credit repair services in the state; to provide for exceptions; to provide for penalties for violations; to provide relative to the Office of Financial Institutions; to repeal licensing and regulatory requirements; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 515 by Representative Pinac

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June 13, 2003

41st DAY'S PROCEEDINGS

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 1, line 14, change "10" to "11"

AMENDMENT NO. 2

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 6, line 24, change "I.(2)" to "I.(1)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 6, line 26, change "violation" to "violations"

HOUSE BILL NO. 576—

BY REPRESENTATIVES LEBLANC, DEWITT, HAMMETT, AND MURRAY
A JOINT RESOLUTION

Proposing to amend Article III, Section 11 of the Constitution of Louisiana, relative to the legislative auditor; to prohibit certain political activities by the legislative auditor and his employees; to prohibit any former legislative auditor from qualifying for elected public office for a certain time period; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 725—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 22:636.1(B)(2), 636.2(D), 1466(A), and 1471 and to enact R.S. 22:636.2(E), 636.9, and 636.10, relative to the cancellation of insurance policies; to provide for property and casualty insurance; to provide for automobile insurance; to provide for homeowner's insurance; to provide for premiums, deductibles, and surcharges; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 802—

BY REPRESENTATIVE TRICHE
AN ACT

To enact Subpart B of Part VII of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1485.1 through 1485.8, relative to carnivals and amusements; to create the Louisiana Carnival and Amusement Rider Safety Act; to require riders of carnival and amusement rides to notify carnival and amusement owners of injuries sustained on rides; to provide for a code of conduct for riders of carnival and amusement rides; to require owners of certain carnivals and amusements to post notices; to provide for criminal penalties for violations of certain rules; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 892—

BY REPRESENTATIVE HAMMETT
AN ACT

To amend and reenact R.S. 51:2453(4) and to enact R.S. 47:6007(C)(4), relative to economic development incentives; to provide that certain out-of-state employees locating in Louisiana qualify as "new direct jobs" when determining the amount of rebates under the Quality Jobs Rebate Program; to provide relative to certain transactions of motion picture investors; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 895—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1483(11), relative to the definition of major office for the purposes of the Campaign Finance Disclosure Act; to remove the exclusion of certain judicial seats from the definition of "major office"; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 914—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1331(A), relative to the Louisiana State Police Retirement System; to provide for cost-of-living adjustments; to specify the circumstances under which such adjustments may be granted; to provide for the calculation of such adjustments; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 973—

BY REPRESENTATIVE DIEZ
AN ACT

To enact Part XII of Chapter 2 of Code Title XII of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3568, and R.S. 9:3571.1(H)(3) and (I) through (L), relative to consumer credit; to provide for protection of victims of identity theft; to provide for police reports; to provide for information to be made available by creditors; to provide for security alerts; to provide for damages; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1054—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 18:1505.2(K)(2), 1511.3(C), and 1532 and to enact R.S. 18:1491.1(B)(9) and 1505.2(K)(3), relative to the campaign finance laws; to provide for certain information to be included in the statement of organization of a political committee; to prohibit certain political committees from accepting contributions in excess of certain limits from any person; to provide for copies of reports filed with the supervisory committee to be provided to the public upon request; to exempt political committees from filing election day expenditure reports if no election day expenditures are made; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1055—

BY REPRESENTATIVE LANCASTER
AN ACT

To repeal R.S. 49:996(10), relative to the duties of the director of the division of administrative law; to remove the requirement that the director assure that agencies are properly promulgating rules.

Reported without amendments.

HOUSE BILL NO. 1199—

BY REPRESENTATIVE LEBLANC
AN ACT

To enact R.S. 42:460, relative to state administration; to authorize the promulgation of rules relative to the recoupment of overpayments to certain state employees; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1202—

BY REPRESENTATIVES FUTRELL AND MONTGOMERY
AN ACT

To amend and reenact R.S. 37:2150, 2150.1(4), 2156.1(C), (F), and (H), 2156.2(D), and 2159(D) and to enact R.S. 37:2156.1(M), relative to the state Licensing Board for Contractors; to provide for legislative intent; to provide for licensure and regulation of persons who perform heating, ventilation, air conditioning, and refrigeration work; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1231—

BY REPRESENTATIVES FUTRELL AND NEVERS
AN ACT

To amend and reenact R.S. 17:427.2(B), relative to the Critical Teacher Shortage Incentive Program; to provide relative to the definition of "newly certified teacher" for purposes of the program; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1348—

BY REPRESENTATIVE PITRE
AN ACT

To amend and reenact R.S. 34:3254(C), relative to the Grand Isle Port Commission; to provide with respect to the maximum amount of indebtedness which may be incurred by the commission; to provide that indebtedness incurred by the commission shall not be guaranteed by the town of Grand Isle; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1350—

BY REPRESENTATIVES DOWNER, WALSWORTH, AND BALDONE
AN ACT

To amend and reenact R.S. 36:4(A)(introductory paragraph), to enact R.S. 36:4(A)(21) and Chapter 21-A of Title 36 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 36:781 through 787, and to repeal R.S. 36:4(B)(1)(o), to create and provide for the Department of Veterans Affairs in the executive branch of state government; to provide for the department and its officers and offices, and their powers, duties, functions, and responsibilities; to provide for the transfer of the Veterans' Affairs Commission to the department; to abolish the existing Department of Veterans Affairs in the office of the governor; to provide for the effectiveness of the Act; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1388—

BY REPRESENTATIVES LANCASTER AND BOWLER
AN ACT

To amend and reenact Chapter 13-B of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:991 through 999.25, relative to the creation and operation of a division of administrative law; to provide for the employment, qualifications, duties, and authority of administrative law judges; to provide for exceptions; to make technical changes; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1393—

BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 37:919 and to enact R.S. 37:918(18), relative to the Louisiana State Board of Nursing; to provide for the authority of the board relative to the purchase or sale of immovable property and any improvements; to provide for the

domicile of the offices that administer the provisions adopted by the board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1397—

BY REPRESENTATIVE DIEZ
AN ACT

To enact R.S. 38:2212(A)(3)(f), relative to public contracts; to prohibit allowances in certain contracts; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1419—

BY REPRESENTATIVE ERDEY
AN ACT

To amend and reenact R.S. 22:1404(3)(c)(i) and (d)(i), relative to insurance rates and defensive driving courses; to authorize the office of state police to promulgate rules and regulations to establish criteria and standards for the approval and certification of defensive driving courses; to authorize agreements for the funding of the approval and certification process for defensive driving courses; to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1476—

BY REPRESENTATIVES HEBERT, FRUGE, AND BOWLER
AN ACT

To amend and reenact R.S. 22:1254 and 1255(A), relative to the use of courts by unauthorized insurers; to provide for approval; to provide for bonds; to provide for exemption; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1476 by Representative Hebert

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on June 12, 2003, on line 9, at the end of the line insert "; and on line 23, change "Section 3." to "Section 2.""

HOUSE BILL NO. 1538—

BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 22:2010(C)(1) and to enact Part XII-B of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2036.1 through 2036.10, relative to health maintenance organizations; to implement risk-based capital requirements for health maintenance organizations; to provide with respect to the authority of the commissioner of insurance to enforce such requirements; to provide for hearings; to provide for confidentiality; to provide for immunity; to provide for regulations; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1538 by Representative Tucker

AMENDMENT NO. 1

On page 1, lines 2 and 11, following "R.S." and before "22:2010(C)(1)" insert "22:2010(C)(introductory paragraph) and"

HOUSE BILL NO. 1547—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 51:2303(11) and 2315(D), relative to special treasury funds; to establish the Rural Economic Development Account within the Louisiana Economic Development Fund; to provide for deposit and use of monies in the account; to provide for definitions; to provide for effectiveness; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1555—

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 22:3071(32), relative to medical necessity review organizations; to provide for definitions; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1555 by Representative Bowler

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Insurance and adopted by the Senate on June 12, 2003, on line 5, change "line 2" to "line 3"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4 proposed by the Senate Committee on Insurance and adopted by the Senate on June 12, 2003, between lines 11 and 12 insert asterisks " * * * "

HOUSE BILL NO. 1562—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 37:3118(A)(1)(f), 3129(A), and 3130 and to enact R.S. 37:3115.1 and 3129(C), relative to auctioneers; to provide for educational requirements for auctioneers and auction businesses; to authorize auctioneers to bid on behalf of an absentee bidder under certain circumstances; to authorize the taking of bids by telephone or other electronic means; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1562 by Representative Walsworth

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on line 9, following "of" and before "shall" change "R.S. 31:3115.1" to "R.S. 37:3115.1"

HOUSE BILL NO. 1584—

BY REPRESENTATIVES WELCH, CAZAYOUX, GALLOT, GLOVER, GUILLORY, L. JACKSON, M. JACKSON, KENNEY, LUCAS, MURRAY, TOWNSEND, AND WRIGHT AND SENATORS IRONS AND TARVER

AN ACT

To enact Part LVIII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.191, relative to state funds; to establish the Community-based Primary Health Care Initiative Fund in the state treasury; to provide for the deposit of monies into the fund; to provide for uses of monies in the fund; to provide for grants from the fund to community

health centers for operations and various community health programs and other purposes; to create the Community-based Primary Health Care Initiative within the Department of Health and Hospitals; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1681—

BY REPRESENTATIVE FLAVIN

AN ACT

To amend and reenact R.S. 37:1449(A) and (B), relative to real estate; to require registrants to provide copies of certain documents to parties of real estate transactions; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1688—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 18:424(E) and 425(E), relative to compensation of commissioners and commissioners-in-charge; to provide for commissioners and commissioners-in-charge to be paid timely for their services on election day; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1690—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 48:81(A)(1) and (2) and (B)(2) and (4), 82(B)(4), (C), (D)(4), (6), and (10), and (E), and 83(A)(1), relative to the Louisiana Infrastructure Bank; to authorize loans from the bank to fund Department of Transportation and Development approved infrastructure projects of public entities; to require the state treasurer to serve as president and chairman of the board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1708—

BY REPRESENTATIVES HAMMETT AND FAUCHEUX

AN ACT

To enact Part V of Chapter 9 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:1950.1 and 1950.2, relative to historic roads and Louisiana byways; to designate the Louisiana Great River Road as a Louisiana byway; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1838—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 9:1131.2(20) and (22), 1131.4(A), (B), (C)(2), (5), and (6), and (D), 1131.8, 1131.9(B) and (C), 1131.10.1, 1131.12(B), (C)(3), (D)(introductory paragraph), (E)(6), (F), and (G)(2) and (3), 1131.13(A) (B), and (E), 1131.20(B), (C), (D), (J), and (K), 1131.21(B) and (C), 1131.23(A)(introductory paragraph) and (G), 1131.28(A) and R.S. 37:1437.1(B)(1)(a) and (C), to enact R.S. 9:1131.3(E) through (H), 1131.4(F), 1131.9.1, 1131.9.2, 1131.12(D)(3) through (7), 1131.16.1 and R.S. 37:1437.1(G), and to repeal R.S. 9:1131.4(C)(7) through (13), 1131.10, 1131.12(E)(14) and (18), 1131.12(G)(4) through (8), 1131.13(F), 1131.14, 1131.15, 1131.16, 1131.20(E) through (I), 1131.21(D), and 1131.28(B) and (C), relative to the Louisiana Timesharing Act; to provide for various revisions to the Act; to repeal certain provisions of the Act; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1838 by Representative Pinac

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 1, lines 6 and 10, following "interest" and before "is" insert "which"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 2, lines 7, 9, 26, and 29, following "in" change "subsection" to "Paragraph"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 2, line 40, following "for" and before "of" change "constriction" to "construction"

AMENDMENT NO. 4

In Senate Committee Amendment No. 5 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 3, line 36, following "timeshare" and before "located" insert "plans"

AMENDMENT NO. 5

In Senate Committee Amendment No. 9 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on page 4, line 4, following "additions" and before "by" change "affected" to "effected"

AMENDMENT NO. 6

On page 1, line 5, following "(A)" and before "(B)" insert a comma "

AMENDMENT NO. 7

On page 9, line 13, following "R.S." and before the comma ", " change "9:1131.9.3" to "9:1131.9.2"

AMENDMENT NO. 8

On page 40, line 22, following "and" and before "all" change "making" to "make"

AMENDMENT NO. 9

On page 42, line 9, following "shall" and before "if" change "only be discharged" to "be discharged only"

HOUSE BILL NO. 1840—

BY REPRESENTATIVE DARTEZ
AN ACT

To amend and reenact R.S. 37:1104(A), (B)(1) and (2)(a) and (C), 1116(B)(introductory paragraph) and (C)(introductory paragraph), 1120(A)(introductory paragraph), and 1121 and to repeal R.S. 37:1104(B)(2)(d) and 1106(A)(9), relative to licensed marriage and family therapists; to provide for changes to the content of the board; to delete the examination fee for marriage and family license applicants; to provide for replacements for vacancies that arise in the board; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1876—

BY REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 32:412(A)(1), (2), (5), and (6) and (B)(1), (2), and (7)(e)(i)(aa), (cc), (dd)(I), (ee), (ii)(aa), (cc), (dd)(I), and (ee) and to enact R.S. 30:2511(D), relative to drivers' licenses; to increase the fee for issuance and renewal of drivers' licenses; to require funds from such fee increase to be forwarded to the office of environmental education; to provide relative to the use of such funds; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1889—

BY REPRESENTATIVES LUCAS AND MURRAY
AN ACT

To amend and reenact R.S. 9:3516(16)(b) and (23)(b), relative to the Louisiana Consumer Credit Law; to provide with respect to certain fees and charges; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1923—

BY REPRESENTATIVES HUDSON AND NEVERS
AN ACT

To enact R.S. 17:427.3, to provide for the Teach Louisiana First Program to reduce the shortage of certified teachers in certain schools; to provide for program purposes, eligibility criteria, incentive payments, reports, administration, and funding; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1923 by Representative Hudson

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Education and adopted by the Senate on June 12, 2003, on page 1, line 30, delete "be"; and on line 33, change "(aaa)" to "(I)"; and on line 38, change "(bbb)" to "(II)"

HOUSE BILL NO. 1945—

BY REPRESENTATIVE DIEZ
AN ACT

To amend and reenact R.S. 56:1948.1, 1948.3, 1948.4, and 1948.7(A) and to enact R.S. 36:209(X) and 802.18 and Part III-A of Chapter 9 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:1948.11 through 1948.13, relative to the Louisiana Byways Program; to provide relative to selection of byways; to create the Louisiana Byways Commission as a state agency in the Department of Culture, Recreation and Tourism; to provide for the jurisdiction and purpose of the commission; to provide for membership of such commission, and its powers, duties, and functions; to provide for legislative oversight of the commission; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1984—

BY REPRESENTATIVE GARY SMITH
AN ACT

To enact R.S. 14:30(A)(8), relative to homicide; to provide with respect to the crime of first degree murder; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1987—

BY REPRESENTATIVE SCALISE

AN ACT

To amend and reenact R.S. 15:831(A) and to enact R.S. 15:831(D), relative to medical care of inmates; to prohibit the use of state funds for medical costs associated with organ transplants; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 1994—

BY REPRESENTATIVES WELCH, ALEXANDER, BALDONE, BRUCE, CROWE, DOERGE, FANNIN, FRITH, PINAC, GARY SMITH, AND SNEED
AN ACT

To amend and reenact R.S. 37:1861(B)(introductory paragraph) and to enact R.S. 37:1869.1, relative to secondhand dealers; to prohibit the sale of certain articles of clothing by secondhand dealers; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2002—

BY REPRESENTATIVE PITRE

AN ACT

To enact R.S. 45:858, relative to carriers; to provide that an owner of goods, products, or commodities is not automatically an offeror; to provide for definitions; to provide for an effective date; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2004 (Substitute for House Bill No. 386 by Representative Crowe)—

BY REPRESENTATIVE CROWE

AN ACT

To enact R.S. 22:10, relative to life insurance policies; to provide for a central database; to provide for a search for policies; to provide for the Department of Insurance; to provide for procedures; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2010 (Substitute for House Bill No. 1044 by Representative Murray)—

BY REPRESENTATIVE MURRAY

AN ACT

To authorize the Milne Home for Girls to operate as an adult residential care home; and to provide for related matters.

Reported without amendments.

HOUSE BILL NO. 2015 (Substitute for House Bill No. 993 by Representative LaFleur)—

BY REPRESENTATIVES LAFLEUR, CAZAYOUX, HUTTER, AND SCALISE

AN ACT

To enact Chapter 19-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1741 through 1741.3, relative to telecommunications; to provide relative to unsolicited commercial electronic mail advertisements; to provide for definitions; to prohibit certain activities; to require certain disclosures and the maintenance of certain electronic mail addresses; to provide relative to electronic mail addresses provided by an employer; to provide for civil actions and damages; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2015 by Representative LaFleur

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 12, 2003, on line 6, at the end of the line insert ", and on page 6, line 23, change "51:1741.1(2)" to "51:1741.1(3)""

HOUSE BILL NO. 2019 (Substitute for House Bill No. 1715 by Representative Glover)—

BY REPRESENTATIVES GLOVER AND L. JACKSON

AN ACT

To enact R.S. 40:31.2, relative to public health; creates the Interagency Task Force on Health Literacy; and to provide for related matters.

Reported with amendments.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2019 by Representative Glover

AMENDMENT NO. 1

On page 3, line 7, following "at" delete "Northeast" and delete line 8 in its entirety and insert "the University of Louisiana at Monroe."

HOUSE BILL NO. 2025 (Substitute for House Bill No. 112 by Representative Guillory)—

BY REPRESENTATIVE GUILLORY

AN ACT

To enact R.S. 33:1236.23, relative to naming a senior citizens' services administrative building; to authorize the governing authority of certain parishes to name a senior citizens' services administrative building in honor of a living public officer of the parish; to provide limitations; and to provide for related matters.

Reported without amendments.

Respectfully submitted,
LOUIS LAMBERT
Chairman

Adoption of Legislative Bureau Report

On motion of Senator Lambert, the Bills and Joint Resolutions were read by title and passed to a third reading.

Rules Suspended

Senator Barham asked for and obtained a suspension of the rules for the purpose of taking up at this time.

House Bills and Joint Resolutions Just Advanced to a Third Reading and Final Passage

The following House Bills and Joint Resolutions just advanced to a third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 1876—

BY REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 32:412(A)(1), (2), (5), and (6) and (B)(1), (2), and (7)(e)(i)(aa), (cc), (dd)(I), (ee), (ii)(aa), (cc), (dd)(I), and (ee) and to enact R.S. 30:2511(D), relative to drivers' licenses; to increase the fee for issuance and renewal of drivers' licenses; to require funds from such fee increase to be forwarded to the office of environmental education; to provide relative to the use of such funds; to provide for an effective date; and to provide for related matters.

On motion of Senator Barham, the bill was read by title and recommitted to the Committee on Revenue and Fiscal Affairs.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**PASSED SENATE BILLS AND
JOINT RESOLUTIONS**

June 13, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed the following Senate Bills and Joint Resolutions:

SENATE BILL NO. 320—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 14:98(A)(1)(d) and (e), relative to the offense of driving while intoxicated; to provide relative to driving under the influence of a drug which is not a controlled dangerous substance; to provide an affirmative defense for such charge under certain conditions; to provide relative to driving under the influence of a combination of alcohol and a drug which is not a controlled dangerous substance; to provide an affirmative defense for such charge under certain conditions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 143—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 14:98(B)(2), (C)(2) and (K), R.S. 15:306(A) and R.S. 32:378.2(A)(2)(a)(i) and 667(B)(1) and (3) and to enact R.S. 32:414(A)(1)(c), relative to driving while intoxicated; to provide relative to penalties for first or second offense driving while intoxicated under certain circumstances; to increase the time for suspension of driver's licenses for such offenses; to authorize a restricted license under certain conditions; to prohibit a restricted license under certain circumstances; to require the installation of an ignition interlock device for such authorization; to require installation of an ignition interlock device during certain periods of suspension; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1025—
BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 39:99.12(A), relative to the sale of tobacco assets; to provide for the sale of certain assets; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 895—
BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 51:924(A), relative to economic development; to provide for membership of the State Board of Commerce and Industry; to provide for terms of office; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1046—
BY SENATOR B. JONES

AN ACT

To enact Part III-F of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:135 through 135.7, relative to expropriation; to authorize expropriation of property by a declaration of taking by municipalities with a population between twenty thousand five hundred twenty-five and twenty thousand five hundred fifty; to provide for definitions; to provide for the contents and place of filing of the petition; to provide for the prayer of the petition and for an ex parte order of deposit of estimated compensation; to provide for vesting of title; to provide for notice to the owner of the property; to provide for contesting the validity of the expropriation and for waiver of defenses; to provide for the answer by the owner; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 923—
BY SENATOR HOYT

AN ACT

To amend and reenact Civil Code Arts. 2036 and 2037 and to enact Chapter 7 of Code Title IV of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2790.1 through 2790.12, all relative to obligations; to provide for the Uniform Fraudulent Transfer Act; to provide for definitions; to provide that certain transfers are fraudulent; to provide for remedies of creditors; to provide for defenses, liability and protection of a transferee; to provide for extinguishment of a cause of action; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 917—
BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 45:162(2) and 164(C), relative to motor carriers; to provide relative to definitions; to exempt certain carriers from proving public convenience and necessity; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1095—
BY SENATOR JOHNSON

AN ACT

To enact R.S. 48:57 and Part VI-D of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:109.1, relative to roads and highways; to authorize appointment of certain traffic control officers; to provide for the powers and duties of such officers; to create the Eastern New Orleans Interstate Oversight Commission; to provide for appointment of members, terms, and duties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 818—
BY SENATOR B. JONES (On Recommendation of the La State Law Institute)

AN ACT

To amend and reenact Code of Civil Procedure Arts. 42(5), 561(A), 932, 933, 934, 967, 1201(A), 1424, 1425, 1436.1, 1443, 1455, 1914, and 3295, and Children's Code Art.332, relative to the continuous revision of the Code of Civil Procedure; to provide venue for actions against certain foreign corporations, limited liability companies, and non-residents; to provide for abandonment of actions; to provide for the effect of sustaining

declinatory, dilatory, and peremptory exceptions; to provide for citation and service; to provide for interlocutory judgments, notice and delay; to provide for giving in payment; to provide for experts, discovery and depositions; to provide for affidavits of experts in summary judgments; to remove restrictions on discovery of testifying expert witnesses; to allow a court to order a deposition by phone over objection of one or more parties; to provide deposition procedure; to provide for notice of judgment in the Children's Code and reference therein to the Code of Civil Procedure; and, to provide for related matters.

Reported with amendments.

SENATE BILL NO. 860—
BY SENATORS DARDENNE AND SCHEDLER
AN ACT

To amend and reenact Civil Code Art. 1499, relative to the usufruct of a surviving spouse; to provide that security shall not be required in certain cases; to provide for exceptions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 888—
BY SENATORS DARDENNE, HOLLIS AND JOHNSON
AN ACT

To enact Chapter 49 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3025 through 3031, relative to economic development; to create the "Louisiana Major Projects Development Authority"; to provide for the composition of the board of directors of the authority; to provide for powers and duties of the authority; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 896—
BY SENATORS HOLLIS AND IRONS
AN ACT

To amend and reenact R.S. 36:107(A), 109(J), and 913(B), R.S. 43:111(A)(7), R.S. 47:1125(C) and 6007(B)(5), (D)(1) and (3), and (E), and R.S. 51:938.1(A), (H)(introductory paragraph) and (1), (I), (J)(introductory paragraph), (1), (2), (3)(introductory paragraph), (c), and (d), (6), (7), and (8), and (K), to enact R.S. 51:938.1(H)(3) and (J)(1)(e), and to repeal R.S. 36:108(B)(20) and R.S. 51:938.1(B) through (G), relative to economic development; to provide relative to the Department of Economic Development; to provide for assistant secretaries and duties of offices; to provide for the transfer of certain entities; to provide for advertising; to provide relative to tax relief for motion picture production companies; to provide relative to tax credits for investments in certain productions; to create the governor's office of film and television development; to provide for the office's duties, staff, and authority; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 190—
BY SENATOR BOISSIERE
AN ACT

To amend and reenact R.S. 11:701(28), 723(A)(1), 728(A) and (B)(1)(a)(ii), and 783(D)(1)(a), relative to the Teachers' Retirement System of Louisiana; to provide with respect to monthly retirement benefits paid in advance; to provide with respect to selection of option for method of payment after death of member; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 855—
BY SENATOR ELLINGTON
AN ACT

To amend and reenact R.S. 9:315(C)(4)(a), relative to the determination of child support; to provide for a gift to be included when determining gross income for the purposes of child support; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 203—
BY SENATOR BOISSIERE
AN ACT

To amend and reenact R.S. 11:1931 and to repeal R.S. 11:1930.1, 1930.2, and 1930.3, relative to the Parochial Employees' Retirement System of Louisiana; to provide with respect to limitations on benefits payable to highly compensated employees; to provide with respect to compliance with Internal Revenue Code provisions; to repeal authority for early payment of benefits; to repeal provisions relating to limitations on compensation; to repeal provisions relating to transfer of benefits; to repeal authority for computation of retirement benefits; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 967—
BY SENATOR JOHNSON
AN ACT

To amend and reenact R.S. 51:943, to enact R.S. 36:4.1(D)(17), and to repeal R.S. 36:109(D)(2), relative to the Small and Emerging Business Development Advisory Council; to change the name to the Small Business Entrepreneurship Commission; to provide for additional members of the commission; to provide for revised and additional functions of the commission; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 283—
BY SENATOR BOISSIERE
AN ACT

To enact R.S. 11:1313(B)(3), relative to the State Police Pension and Retirement System; to authorize an increase in disability benefits for certain catastrophic injuries sustained in the performance of official duties; to provide for an effective date; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 71—
BY SENATOR DUPRE
AN ACT

To amend and reenact R.S. 32:666(A), relative to the offense of driving while intoxicated; to provide for penalties for such offense in the case of a fatal crash or a crash resulting in serious injury which involves alcohol; to require that such penalties be the same as those imposed for a first offense violation of driving while intoxicated; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 406—
BY SENATOR CHAISSON
AN ACT

To amend and reenact R.S. 14:32.1(A)(5) and (6), 39.1(A)(4) and (5), and 39.2(A)(4) and (5), relative to crimes related to assault and battery; to provide relative to vehicular homicide, vehicular negligent injuring, and first degree vehicular negligent injuring; to eliminate certain elements of such crimes; to provide for the lack of such elements to be available as an affirmative defense

to certain charges of such crimes; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 767—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 32:666(A) and to enact R.S. 14:98.2 and R.S. 32:661(C)(1)(f), relative to crime; to create the crime of refusal to submit to chemical test of blood content of alcohol, controlled dangerous substances or abused substances after arrest for an offense of driving while intoxicated after refusing to submit to such test on two separate and previous occasions with respect to any previous such violation; to require informing such arrested persons of the penalty for not submitting to the test; to provide for penalties; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1072—
BY SENATOR BAJOE

AN ACT

To amend and reenact R.S. 46:2682(5) and to enact R.S. 46:2682(8), relative to community care services; to provide for definitions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 6—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 18:463(A)(2), relative to notice of candidacy forms; to provide that the candidacy form include information concerning the disposition of a felony conviction; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 8—
BY SENATOR GAUTREAUX

AN ACT

To enact R.S. 13:2150, relative to the city court of Morgan City; to provide for costs in criminal matters; to provide for creation of a court cost fund for juvenile offender services; to provide for disposition and use of fines assessed in criminal matters in the Morgan City Court; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1057—
BY SENATOR LENTINI

AN ACT

To enact R.S. 15:262, relative to compulsory process; to provide relative to certain witnesses; to authorize certain law enforcement agencies to provide for the security of such witnesses; to provide for definitions; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 876—
BY SENATORS MOUNT AND BAJOE

AN ACT

To amend and reenact R.S. 40:1300.52(C), relative to criminal history records; to provide relative to checks of such records for employment purposes; to authorize temporary employment of certain personnel only under certain circumstances prior to completion of such check; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 9—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 33:1421(C), relative to participation by sheriffs in a deferred compensation plan; authorizes participation by sheriffs in the matched portion of an eligible deferred compensation program established pursuant to Section 457 of the Internal Revenue Code; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 1088—
BY SENATOR MCPHERSON

AN ACT

To enact R.S. 28:826(B)(2)(s) through (z), relative to the disability services planning group; to provide for additional members of the consumer task force; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 864—
BY SENATOR C. JONES

AN ACT

To amend and reenact R.S. 33:2740.51(B), (C), the introductory paragraph of R.S. 33:2740.51(D) and to enact R.S. 33:2740.51(L), relative to the Southside Economic Development District; to provide for operation of the district by a board of commissioners; to provide for the powers, duties, and function of the district; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 11—
BY SENATOR DUPRE AND REPRESENTATIVES DOWNER AND BALDONE

AN ACT

To amend and reenact R.S. 18:1317, relative to voting; to provide that the vote of an individual who votes absentee and subsequently dies prior to the opening of the polls on the day of the election shall be valid; and to provide for related matters.

Reported with amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

Message from the House

**CONCURRING IN
SENATE CONCURRENT RESOLUTIONS**

June 13, 2003

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally concurred in the following Senate Concurrent Resolutions:

SENATE CONCURRENT RESOLUTION NO. 133—
BY SENATOR IRONS

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact legislation to correct the flawed Medicare hospital outpatient prospective payment system methodology in order to ensure that all hospitals are appropriately reimbursed for drugs and biologics as well as to ensure beneficiary access to innovative biotechnology drugs.

Reported without amendments.

SENATE CONCURRENT RESOLUTION NO. 136—
BY SENATOR THOMAS

A CONCURRENT RESOLUTION

To urge and request the Department of Insurance, the Department of Health and Hospitals, the Department of Labor, the division of administration, the Department of Economic Development, and the Department of Social Services to work together in order to develop proposals and recommendations to increase private employer contributions for employee health insurance.

Reported without amendments.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

**Introduction of Resolutions,
Senate and Concurrent**

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 72—
BY SENATOR CRAVINS

A RESOLUTION

To urge and request the Louisiana Department of Environmental Quality to effectively complete the necessary clean up and remediation of the environment in and around the site of the Union-Pacific Railroad train derailment which occurred in Eunice, Louisiana.

On motion of Senator Cravins, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 73—
BY SENATOR B. JONES

A RESOLUTION

To express sincere and heartfelt condolences upon the death of the Honorable Leon H. Whitten of Jonesboro and to recognize his outstanding contributions to Jonesboro, to Jackson Parish, and the state of Louisiana.

The resolution was read by title. Senator B. Jones moved to adopt the Senate Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Chaisson	Hollis	Mount
Cravins	Hoyt	Romero
Dardenne	Irons	Smith
Dean	Jones, B	Tarver
Dupre	Jones, CD	Theunissen
Ellington	Lambert	Ullo
Fontenot	Lentini	
Total—29		

NAYS

Total—0

ABSENT

Bajoie	Fields	Schedler
Bean	Holden	Thomas

Boissiere
Cain
Total—10

Johnson
McPherson

The Chair declared the Senate had adopted the Senate Resolution.

SENATE CONCURRENT RESOLUTION NO. 137—
BY SENATOR HOYT

A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature upon the death of Camile Adam, longtime friend to the citizens in Senate District 26.

The resolution was read by title. Senator Hoyt moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Chaisson	Hollis	Mount
Cravins	Hoyt	Romero
Dardenne	Irons	Smith
Dean	Jones, B	Tarver
Dupre	Jones, CD	Theunissen
Ellington	Lambert	Ullo
Fontenot	Lentini	
Total—29		

NAYS

Total—0

ABSENT

Bajoie	Fields	Schedler
Bean	Holden	Thomas
Boissiere	Johnson	
Cain	McPherson	
Total—10		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 138—
BY SENATOR SCHEDLER

A CONCURRENT RESOLUTION

To extend the authority for the Forensic Strategic Task Force until July 1, 2003 and to add four members to the composition of such task force.

The resolution was read by title. Senator Schedler moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Hollis	Mount
Cravins	Hoyt	Romero
Dardenne	Irons	Schedler
Dean	Jones, B	Smith
Dupre	Jones, CD	Tarver

Ellington
Fontenot
Gautreaux
Total—29

Lambert
Lentini
Malone

Theunissen
Ullo

NAYS

Total—0

ABSENT

Bajoie
Bean
Boissiere
Cain
Total—10

Chaisson
Fields
Holden
Johnson

McPherson
Thomas

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Senate Resolutions on Second Reading to be Referred

The following Senate Resolutions were read and referred to committees as follows:

SENATE RESOLUTION NO. 70— BY SENATOR C. JONES

A RESOLUTION

To urge and request the Louisiana Department of Economic Development to create a study commission to make recommendations for funding and implementing a viable economic development and job creation plan for the Louisiana Delta parishes.

Floor Amendments Sent Up

Senator C. Jones sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator C. Jones to Original Senate Resolution No. 70 by Senator C. Jones

AMENDMENT NO. 1

On page 5, between lines 7 and 8, insert the following:
"(34) A representative from the Juvenile Justice Project."

On motion of Senator C. Jones, the amendments were adopted.

On motion of Senator C. Jones, the amended resolution was read by title and adopted.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

RETIREMENT

Senator Boissiere, Chairman on behalf of the Committee on Retirement, submitted the following report:

June 13, 2003

To the President and Members of the Senate:

I am directed by your Committee on Retirement to submit the following report:

HOUSE BILL NO. 138—

BY REPRESENTATIVE TRICHE

AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 410—

BY REPRESENTATIVES MCVEA AND STRAIN

AN ACT

To amend and reenact R.S. 11:144, relative to the Louisiana State Employees' Retirement System; to provide with respect to the repayment of refunded contributions from state, parochial, or municipal retirement systems; to provide for members of the Louisiana State Employees' Retirement System to purchase service credit earned in another system directly rather than repaying the refunded contributions to reestablish membership in such system; to provide for the actuarial sufficiency of such purchase; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1084—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 11:1732(12)(b) and to enact R.S. 11:1732(27.1), 1782(3), and 1802(3), relative to the Municipal Employees' Retirement System; to provide for definitions; to authorize marshals to include certain supplements, fees, and commissions in their earnings for purposes of the retirement system; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1442—

BY REPRESENTATIVE SWILLING

AN ACT

To amend and reenact R.S. 11:3689(A) and to enact R.S. 11:262(14), relative to the Harbor Police Retirement System; to provide with respect to the investment of funds; to provide for fiduciary and investment responsibilities and standards; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1475—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3363(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide that the six percent salary deductions from a member's salary shall cease when a member has twenty years of service; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1490—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3378(A)(1)(a) and (2)(a), relative to the Firefighters' Pension and Relief Fund for the city of New Orleans; to provide with respect to benefits to surviving spouses of members killed or who died from injury received while engaged in the discharge of their duties; to provide with respect to benefits to surviving spouses of other members and former

members; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1531—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3385.1(K)(5), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for payment of the balance of a member's Deferred Retirement Option Plan account to the beneficiary; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1557—

BY REPRESENTATIVES LANDRIEU AND MURRAY

AN ACT

To amend and reenact R.S. 11:3385.2(A) and to enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize Deferred Retirement Option Plan participant to exercise an initial lump sum benefit option; and to provide for related matters.

Reported favorably.

Respectfully submitted,
LAMBERT BOISSIERE, JR.
Chairman

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following House Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

HOUSE BILL NO. 138—

BY REPRESENTATIVE TRICHE

AN ACT

To provide with respect to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System, including but not limited to provisions for eligibility, retirement benefits, restrictions on hiring of new employees, abolition of vacated positions, reductions in appropriated funds, and funding; and to provide for related matters.

Reported with amendments by the Committee on Retirement.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 138 by Representative Triche

AMENDMENT NO. 1

On page 2, lines 9 and 10, change "December 31, 2003" to "December 31, 2004"

AMENDMENT NO. 2

On page 3, line 1, change "December 31, 2003" to "December 31, 2004"

AMENDMENT NO. 3

On page 3, line 13, change "2003" to "2004"

AMENDMENT NO. 4

On page 4, line 27, change "December 31, 2003" to "December 31, 2004"

On motion of Senator Boissiere, the committee amendment was adopted. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the amended bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 410—

BY REPRESENTATIVES MCVEA AND STRAIN

AN ACT

To amend and reenact R.S. 11:144, relative to the Louisiana State Employees' Retirement System; to provide with respect to the repayment of refunded contributions from state, parochial, or municipal retirement systems; to provide for members of the Louisiana State Employees' Retirement System to purchase service credit earned in another system directly rather than repaying the refunded contributions to reestablish membership in such system; to provide for the actuarial sufficiency of such purchase; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1084—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 11:1732(12)(b) and to enact R.S. 11:1732(27.1), 1782(3), and 1802(3), relative to the Municipal Employees' Retirement System; to provide for definitions; to authorize marshals to include certain supplements, fees, and commissions in their earnings for purposes of the retirement system; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1442—

BY REPRESENTATIVE SWILLING

AN ACT

To amend and reenact R.S. 11:3689(A) and to enact R.S. 11:262(14), relative to the Harbor Police Retirement System; to provide with respect to the investment of funds; to provide for fiduciary and investment responsibilities and standards; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1475—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3363(B), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide that the six percent salary deductions from a member's salary shall cease when a member has twenty years of service; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1490—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3378(A)(1)(a) and (2)(a), relative to the Firefighters' Pension and Relief Fund for the city of New Orleans; to provide with respect to benefits to surviving spouses of members killed or who died from injury received while engaged in the discharge of their duties; to provide with respect to benefits to surviving spouses of other members and former

members; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1531—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3385.1(K)(5), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide for payment of the balance of a member's Deferred Retirement Option Plan account to the beneficiary; to provide for an effective date; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

HOUSE BILL NO. 1557—

BY REPRESENTATIVES LANDRIEU AND MURRAY

AN ACT

To amend and reenact R.S. 11:3385.2(A) and to enact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to authorize Deferred Retirement Option Plan participant to exercise an initial lump sum benefit option; and to provide for related matters.

Reported favorably by the Committee on Retirement. Under the provisions of Joint Rule No. 3 of the Rules of the Senate, the bill was read by title and referred to the Legislative Bureau.

Bagneris Rule

Senator Adley moved to suspend the rules to pass over controversial Senate and House Bills on Third Reading and Final Passage temporarily with the intention of taking them up later, in their regular order.

Without objection, so ordered.

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of advancing to the order of

House Bills and Joint Resolutions on Third Reading and Final Passage, Subject to Call

The following House Bills and Joint Resolutions on third reading and final passage, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Hoyt asked that House Bill No. 818 be called from the Calendar at this time for its final passage.

HOUSE BILL NO. 818—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 11:1481(1)(a), relative to the Louisiana Assessors' Retirement Fund; to provide for financing of the fund; to provide for tax deductions; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Hoyt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hines	Michot
Adley	Hollis	Mount
Barham	Hoyt	Romero
Chaisson	Irons	Schedler
Cravins	Johnson	Smith
Dupre	Jones, B	Tarver
Ellington	Jones, CD	Theunissen
Fontenot	Lambert	Ullo
Gautreaux	Lentini	
Heitmeier	Malone	
Total—28		

NAYS

Total—0

ABSENT

Bajoie	Dardenne	Marionneaux
Bean	Dean	McPherson
Boissiere	Fields	Thomas
Cain	Holden	
Total—11		

The Chair declared the bill was passed. The title was read and adopted. Senator Hoyt moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Personal Privilege

Senator Johnson asked for and obtained the floor of the Senate on a point of personal privilege, and stated he had voted in error on House Bill No. 818. He voted yea on the bill and had intended to vote nay. He asked that the Official Journal so state.

Rules Suspended

Senator Hoyt asked for and obtained a suspension of the rules for the purpose of advancing to the order of

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

HOUSE BILL NO. 819—

BY REPRESENTATIVES PINAC AND ARNOLD

AN ACT

To amend and reenact R.S. 11:1471, relative to the Assessors' Retirement Fund; to provide relative to the board of trustees; to provide for membership thereon; to provide for election procedures; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Hoyt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Hollis	Mount
Chaisson	Hoyt	Romero
Cravins	Irons	Schedler
Dardenne	Johnson	Smith
Dean	Jones, B	Tarver
Dupre	Jones, CD	Theunissen
Ellington	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—31		

NAYS

Total—0

ABSENT

Bajoie	Cain	McPherson
Bean	Fields	Thomas
Boissiere	Holden	
Total—8		

The Chair declared the bill was passed. The title was read and adopted. Senator Hoyt moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 845—

BY REPRESENTATIVES MARTINY, ANSARDI, CAPELLA, DAMICO, LANCASTER, SCALISE, AND TOOMY AND SENATOR LENTINI
AN ACT

To amend and reenact R.S. 15:703, relative to prisoners in parish jails; to provide with respect to the duties, obligations, and liability of parish governing authorities for medical care required to be provided for prisoners in parish jails; to provide with respect to procedures for prisoners for damages which occur as a result of the medical care which is provided for those prisoners; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Hollis	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Ullo
Fields	Lambert	
Fontenot	Lentini	
Total—31		

NAYS

Total—0

ABSENT

Bajoie	Cravins	Schedler
Bean	Holden	Thomas
Cain	McPherson	
Total—8		

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 849—

BY REPRESENTATIVES MARTINY AND BRUCE
AN ACT

To enact R.S. 14:35.3, relative to offenses against the person; to create the crime of domestic abuse battery; to provide for definitions; to provide for criminal penalties; to provide for additional penalties when a minor child twelve years or younger is present during the commission of a domestic abuse battery; and to provide for related matters.

On motion of Senator Barham, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 86—

BY REPRESENTATIVE MURRAY
A JOINT RESOLUTION

Proposing to amend Article V, Section 23(B) of the Constitution of Louisiana, to increase the mandatory retirement age of judges to seventy-five years of age; to provide for an effective date; to provide for applicability; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 903—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1755(C), relative to the Municipal Employees' Retirement System of Louisiana; to provide with respect to repayment of withdrawn employee contributions; to allow such repayment to be made by a trustee-to-trustee transfer; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Boissiere moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 904—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To enact R.S. 11:1139, relative to the Louisiana School Employees' Retirement System; to provide for creditable service; to provide for purchase of credit for service as an employee of an out-of-state school board; and to provide for related matters.

The bill was read by title. Senator Boissiere moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Malone
Barham	Hines	Marionneaux
Boissiere	Holden	Michot
Chaisson	Hollis	Mount
Cravins	Hoyt	Romero
Dardenne	Irons	Schedler
Dupre	Johnson	Smith
Ellington	Jones, B	Tarver
Fields	Jones, CD	Theunissen
Fontenot	Lambert	Thomas
Gautreaux	Lentini	Ullo
Total—33		

NAYS

Dean
Total—1

ABSENT

Mr. President	Bean	McPherson
Bajoie	Cain	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 905—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:1137, relative to the Louisiana School Employees' Retirement System; to provide with respect to the purchase of substitute service by any active, contributing member of the retirement system; to establish the procedure for such purchases; and to provide for related matters.

Floor Amendments Sent Up

Senator Hoyt sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hoyt to Engrossed House Bill No. 905 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 3, after "11:158," delete the remainder of the line and delete lines 4 through 6 and insert "The"

On motion of Senator Hoyt, the amendments were adopted.

The bill was read by title. Senator Boissiere moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Holden	Mount
Boissiere	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Total—0

ABSENT

Bajoie	Cain	McPherson
Bean	Dean	
Total—5		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 907—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:2260(A)(2)(introductory paragraph) and (a)(introductory paragraph), (c), (d), (e), and (f) and (6) and to enact R.S. 11:2260(A)(2)(g), relative to the Firefighters' Retirement System of Louisiana; to provide for the membership of the board of trustees; to provide quorum requirements; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 907 by Representative Schneider

AMENDMENT NO. 1

On page 2, line 10, change "Association." to "Association or their designee."

On motion of Senator Boissiere, the amendments were adopted.

The bill was read by title. Senator Boissiere moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Hines	Michot
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Barham	Holden	Mount
Boissiere	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	Theunissen
Fields	Jones, CD	Thomas
Fontenot	Lambert	Ullo
Gautreaux	Malone	
Heitmeier	Marionneaux	
Total—31		

NAYS

Dean
Total—1

ABSENT

Adley	Cain	McPherson
Bajoie	Dardenne	
Bean	Lentini	
Total—7		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 908— BY REPRESENTATIVE SCHNEIDER AN ACT

To enact R.S. 11:1751.1, relative to the Municipal Employees' Retirement System of Louisiana; to exempt certain elected officials from making contributions to the system and to provide that they are ineligible for membership; to provide for employer contributions; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Reengrossed House Bill No. 908 by Representative Schneider

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Retirement and adopted by the Senate on June 4, 2003, on line 6 thereof, change "R.S. 33:1756" to "R.S. 11:1756"

On motion of Senator Boissiere, the amendments were adopted.

The bill was read by title. Senator Schedler moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	Theunissen
Fields	Jones, CD	Thomas
Fontenot	Lambert	Ullo

Gautreaux	Malone
Total—32	NAYS

Dean	
Total—1	ABSENT

Adley	Bean	Lentini
Bajoie	Cain	McPherson
Total—6		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 912— BY REPRESENTATIVE SCHNEIDER AN ACT

To enact R.S. 11:1305(D), relative to the Louisiana State Police Retirement System; to provide for the purchase of service credit for employment with certain law enforcement agencies; and to provide for related matters.

The bill was read by title. Senator Boissiere moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Malone
Barham	Hines	Marionneaux
Boissiere	Holden	Michot
Chaisson	Hollis	Mount
Cravins	Hoyt	Romero
Dardenne	Irons	Schedler
Dupre	Johnson	Smith
Ellington	Jones, B	Theunissen
Fields	Jones, CD	Thomas
Fontenot	Lambert	Ullo
Gautreaux	Lentini	
Total—32		

NAYS

Dean	
Total—1	ABSENT

Adley	Bean	McPherson
Bajoie	Cain	Tarver
Total—6		

The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 913— BY REPRESENTATIVE SCHNEIDER AN ACT

To amend and reenact R.S. 11:1312(H) and 1335, relative to the Louisiana State Police Pension and Retirement System; to provide with respect to the conversion of annual leave and sick leave upon termination of employment; to provide relative to lump sum payments for leave conversion; to allow deposit of such payments directly into the member's Deferred Retirement Option Plan account; to provide for placing Deferred Retirement Option Plan account balances in liquid asset money market

investments; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Boissiere sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Boissiere to Engrossed House Bill No. 913 by Representative Schneider

AMENDMENT NO. 1

On page 4, after line 14, insert the following:

"Section 3. In the event of a conflict between this and any other Act enacted in the 2003 Regular Session of the Legislature, the provisions of this Act shall prevail."

On motion of Senator Boissiere, the amendments were adopted.

The bill was read by title. Senator Boissiere moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Holden	Mount
Boissiere	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Dean
Total—1

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 924—

BY REPRESENTATIVES HUNTER AND BRUCE
AN ACT

To amend and reenact R.S. 15:541(14.1) and to enact R.S. 14:283(E), relative to sex offender registration; to require a person convicted of video voyeurism to register as a sex offender; to add the crime of video voyeurism to the definition of a sex offense for the purposes of sex offender registration; and to provide for related matters.

The bill was read by title. Senator C. Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Holden	Mount
Boissiere	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Total—0

ABSENT

Bajoie	Cain	McPherson
Bean	Chaisson	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator C. Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Senator Lambert in the Chair

HOUSE BILL NO. 939—

BY REPRESENTATIVES BRUCE, HOPKINS, L. JACKSON, AND MONTGOMERY AND SENATOR BEAN
AN ACT

To enact R.S. 9:2796.2, relative to civil liability; to provide for the limitation of liability for activities sponsored by a nonprofit organization which operates an animal sanctuary; and to provide for related matters.

The bill was read by title. Senator Malone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Bean	McPherson
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Bajoie Cain
Total—5

The Chair declared the bill was passed. The title was read and adopted. Senator Malone moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 945—

BY REPRESENTATIVE HOPKINS

AN ACT

To enact R.S. 13:2583.3, relative to justice of the peace courts in Caddo Parish; to authorize each constable of a justice of the peace court to appoint a deputy constable for that ward; and to provide for related matters.

The bill was read by title. Senator Malone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Malone
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	Theunissen
Fields	Jones, CD	Thomas
Fontenot	Lambert	Ullo
Gautreaux	Lentini	
Total—32		

NAYS

Dean
Total—1

ABSENT

Adley	Bean	Marionneaux
Bajoie	Cain	McPherson
Total—6		

The Chair declared the bill was passed. The title was read and adopted. Senator Malone moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 986—

BY REPRESENTATIVE MURRAY

AN ACT

To amend and reenact R.S. 11:163(B) and to enact R.S. 11:163(C), relative to the Louisiana State Employees' Retirement System; to provide for purchase of service credit for time on leave without pay; to provide for an effective date; and to provide for related matters.

Floor Amendments Sent Up

Senator Hainkel sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 986 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "11:163(C)" and before the comma ",", insert "and 431"

AMENDMENT NO. 2

On page 1, line 4, after "pay;" insert "to provide for conversion of certain unused leave to service credit;"

AMENDMENT NO. 3

On page 1, line 11, change "is" to "and 431 are"

AMENDMENT NO. 4

On page 2, between lines 6 and 7, insert the following:

* * *

§431. Conversion of leave to service credit: justice department.

Notwithstanding any other provision of law to the contrary, any person who was a member of this system on or before January 31, 1992, and who was employed in an unclassified senior administrative assistant position for the Department of Justice, office of the attorney general, in its office in New Orleans, Louisiana, from May 9, 1972, through January 31, 1992, and who has creditable service of 19.950 years, which shall be rounded to twenty years, shall be entitled to convert to service credit all unused accrued annual and sick leave which was credited to that person upon termination of employment from the state of Louisiana as of January 31, 1992. In order to obtain such credit, the member shall make application to the board of trustees for retirement no later than August 1, 2003, and shall furnish a detailed statement of all leave for which credit is claimed in such form as the board may require."

On motion of Senator Hainkel, the amendments were adopted.

The bill was read by title. Senator Johnson moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Johnson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 997—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 14:34.6(A)(2), relative to the crime of disarming a peace officer; to provide for applicability to park wardens; and to provide for related matters.

June 13, 2003

The bill was read by title. Senator Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullio
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Bean	McPherson
Bajoie	Cain	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator Hines moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 998—

BY REPRESENTATIVES GALLOT AND L. JACKSON
AN ACT

To amend and reenact Code of Civil Procedure Article 966(B), relative to the motion for summary judgment; to provide for delays for filing; and to provide for related matters.

The bill was read by title. Senator B. Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Dardenne	Hoyt	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	Theunissen
Fields	Jones, CD	Thomas
Fontenot	Lentini	Ullio
Gautreaux	Malone	
Total—29		

NAYS

Total—0

ABSENT

Mr. President	Cravins	McPherson
Bajoie	Dean	Schedler
Bean	Irons	
Cain	Lambert	

Total—10

The Chair declared the bill was passed. The title was read and adopted. Senator B. Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1009—

BY REPRESENTATIVE SCHWEGMANN
AN ACT

To enact R.S. 14:34.5.1, relative to offenses against the person; to create the crime of battery of a bus operator; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Floor Amendments Sent Up

Senator Chaisson sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 1009 by Representative Schwegmann

AMENDMENT NO. 1

On page 1, delete line 2 and insert "To amend and reenact R.S. 32:300(A) and to enact R.S. 14:34.5.1 and R.S. 32:300(F), relative to offenses; to create the"

AMENDMENT NO. 2

On page 1, line 4, after "penalties;" insert the following:

"to prohibit passengers in motor vehicles from possessing open alcoholic beverage containers; to prohibit such persons from consuming alcoholic beverages; to provide for exceptions;"

AMENDMENT NO. 3

On page 2, after line 4, insert the following:

"Section 2. R.S. 32:300(A) is hereby amended and reenacted and R.S. 32:300(F) is hereby enacted to read as follows:

§300. Possession of alcoholic beverages in motor vehicles
A. It shall be unlawful for the operator of a motor vehicle or the passenger in or on a motor vehicle, when the motor vehicle is on a public highway or right-of-way, to possess an open alcoholic beverage container, or to consume an alcoholic beverage, in the passenger area of a motor vehicle.

* * *

F. The provisions of this Section shall not apply to the following persons or in the following areas:

(1) Persons operating or occupying a motor vehicle who, as a condition of their employment and while acting in the course and scope of such employment, are required to carry open alcoholic beverage containers, provided that the operator or passengers do not consume the alcoholic beverages.

(2) Paid fare passengers on a common or contract carrier vehicle, as defined in R.S. 45:162.

(3) Paid fare passengers on a public carrier vehicle, as defined in R.S. 45:200.2.

(4) Passengers in a courtesy vehicle which is operated as a courtesy vehicle for a hotel or motel.

(5) Passengers of a self-contained motor home which is in excess of twenty-one feet in length.

(6) Possession of an open container of alcoholic beverage in the trunk of a motor vehicle.

(7) If the motor vehicle is not equipped with a trunk, possession of an open container or alcoholic beverages in any of the following areas:

(a) In a locked glove or utility compartment.

(b) In an area of the vehicle not normally occupied by, and not readily accessible, to the driver or passengers."

On motion of Senator Chaisson, the amendments were adopted.

The bill was read by title. Senator Irons moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Irons moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1062—

BY REPRESENTATIVES MARTINY, ANSARDI, DAMICO, AND LANCASTER

AN ACT

To amend and reenact R.S. 4:707(A)(introductory paragraph) and (B) through (G), 709(A)(introductory paragraph) and (B), 710, 711, and 713(A) and to enact R.S. 4:706(C) and 707(H) and (I), relative to the conducting and regulation of charitable gaming; to provide for the licensing and regulation of charitable gaming by the governing authority of a municipality or parish; to provide for the authority of the governing authority of the municipality or parish with respect to the regulation of charitable gaming; to provide for the regulatory authority of the office of charitable gaming, Department of Revenue, in relationship to the regulatory authority of the governing authority of the municipality or parish with regard to charitable gaming; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Holden	Mount
Boissiere	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas

Fields
Fontenot
Gautreaux
Total—34

Lambert
Lentini
Malone

NAYS

Dean
Total—1

ABSENT

Bajoie
Bean
Total—4

Cain
McPherson

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1103—

BY REPRESENTATIVE FRUGE

AN ACT

To amend and reenact R.S. 9:4753, relative to privileges; to provide for the lien on proceeds recovered on account of injuries; to provide for the requirements necessary to effectuate the lien; and to provide for related matters.

Floor Amendments Sent Up

Senator Michot sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Reengrossed House Bill No. 1103 by Representative Fruge

AMENDMENT NO. 1

On page 1, at the beginning of line 10, delete "(A)"

AMENDMENT NO. 2

On page 1, line 13, after "person" delete the comma "," and insert "and"

AMENDMENT NO. 3

On page 1, line 14, after "provider" insert a comma "," and delete "or"

AMENDMENT NO. 4

On page 1, at the beginning of line 15, insert "or ambulance service", and delete the remainder of the line, and on line 16, delete "the injured person on account of the injuries received,"

AMENDMENT NO. 5

On page 1, line 17, after "provider" insert a comma "," and delete "or", and after "hospital, or" insert "ambulance services, or the"

AMENDMENT NO. 6

On page 2, line 1, after "provider" insert a comma "," and delete "or"

AMENDMENT NO. 7

On page 2, line 2, insert "or ambulance service"

AMENDMENT NO. 8

On page 2, delete lines 12 through 23

On motion of Senator Michot, the amendments were adopted.

The bill was read by title. Senator Michot moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Dardenne	Hoyt	Schedler
Dean	Johnson	Smith
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—32		

NAYS

Cravins	Irons
Total—2	

ABSENT

Bajoie	Cain	Tarver
Bean	McPherson	
Total—5		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

Mr. President in the Chair**HOUSE BILL NO. 1115—**

BY REPRESENTATIVES TRICHE, CURTIS, DANIEL, DEVILLIER, FAUCHEUX, FRUGE, HUDSON, KENNARD, MCVEA, JACK SMITH, JOHN SMITH, STRAIN, DOWNER, MONTGOMERY, AND PIERRE AND SENATORS MICHOT, ADLEY, CRAVINS, HINES, HOLDEN, AND MALONE

AN ACT

To amend and reenact R.S. 11:62(5)(d), 581(B)(1), and 582(A) and (C), relative to the Louisiana State Employees' Retirement System; to provide relative to the employee contribution rate for wildlife agents; to provide for definitions; to provide relative to retirement benefits for wildlife agents; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Michot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Michot moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1126—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 13:2081.3, relative to the City Court of Monroe; to authorize the court to transfer certain funds into the court's general operational account; to provide for expenditure of the funds; and to provide for related matters.

The bill was read by title. Senator C. Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Hines	Michot
Boissiere	Holden	Mount
Cravins	Hollis	Romero
Dardenne	Hoyt	Schedler
Dean	Irons	Smith
Dupre	Johnson	Tarver
Ellington	Jones, B	Theunissen
Fields	Jones, CD	Thomas
Fontenot	Lambert	Ullo
Gautreaux	Malone	
Heitmeier	Marionneaux	
Total—31		

NAYS

Barham
Total—1

ABSENT

Mr. President	Cain	McPherson
Bajoie	Chaisson	
Bean	Lentini	
Total—7		

The Chair declared the bill was passed. The title was read and adopted. Senator C. Jones moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1143—

BY REPRESENTATIVES RICHMOND, LUCAS, MURRAY, AND ODINET AND SENATOR BAJOE

AN ACT

To amend and reenact R.S. 16:11(A), relative to the annual salary of assistant district attorneys payable by the state; to authorize the district attorney of Orleans Parish to reallocate the total amount fixed for the annual salary of his assistant district attorneys; and to provide for related matters.

The bill was read by title. Senator Johnson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Holden	Michot
Barham	Hollis	Mount
Boissiere	Hoyt	Romero
Chaisson	Irons	Schedler
Cravins	Johnson	Smith
Dardenne	Jones, B	Tarver
Fields	Jones, CD	Theunissen
Fontenot	Lambert	Thomas
Gautreaux	Lentini	Ullo
Heitmeier	Malone	
Hines	Marionneaux	
Total—31		

NAYS

Dean
Total—1

ABSENT

Mr. President	Cain	McPherson
Bajoie	Dupre	
Bean	Ellington	
Total—7		

The Chair declared the bill was passed. The title was read and adopted. Senator Johnson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1144—

BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 16:16(A) and 16.1 and to enact R.S. 16:16.3, relative to court costs in criminal matters; to provide for fees for the office of the district attorney in the parish of Orleans; to provide for an additional nonrefundable fee in criminal matters; to require the judicial administrator of the Criminal District Court for the parish of Orleans to remit the money monthly to the district attorney's office; to provide for expenditure of the money collected; and to provide for related matters.

The bill was read by title. Senator Johnson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Total—0

ABSENT

Mr. President	Bean	McPherson
Bajoie	Cain	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator Johnson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1145—

BY REPRESENTATIVE HUTTER
AN ACT

To enact Civil Code Article 1582.1, relative to donations; to provide for witnesses; to prohibit persons from witnessing testaments; and to provide for related matters.

The bill was read by title. Senator Johnson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Malone
Adley	Heitmeier	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Total—35		

NAYS

Total—0

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Johnson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1153—

BY REPRESENTATIVES DOWNER, R. CARTER, FAUCHEUX, TOOMY, AND WELCH

AN ACT

To enact R.S. 33:2012, to enact the Louisiana Fire Service Bill of Rights; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1174—

BY REPRESENTATIVE DAMICO
AN ACT

To amend and reenact R.S. 30:2011(D)(9) and to enact R.S. 36:254(A)(15) and 354(A)(18), relative to significant discharges or releases; to require the secretaries of Departments of Environmental Quality, Health and Hospitals, and Natural Resources to give public notice of certain discharges and releases; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1227—

BY REPRESENTATIVE BOWLER

AN ACT

To amend and reenact R.S. 9:315.40(2) and R.S. 46:236.3(A)(1), to enact R.S. 46:236.1.1 through 236.1.10, and to repeal R.S. 46:236.1, relative to child support programs; to provide for definitions; to provide for the responsibilities of the department; to provide for the promulgation of rules; to provide for the authority of the secretary; to provide for a financial institution data match system; to provide for the disclosure of records; to provide limitations of liability; to authorize consumer reporting; to direct the Louisiana State Law Institute to place the provisions of Part II of Chapter 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:231 through 261, into new Subparts A, B, and C and to amend the headings of Subparts B and C; and to provide for related matters.

Floor Amendments Sent Up

Senator Mount sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 1227 by Representative Bowler

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 9:315.40(2)" delete "and" and insert a comma ","

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 46:263.3(A)(1)," insert "and R.S. 47:1508(A)(1),"

AMENDMENT NO. 3

On page 18, between lines 19 and 20, insert the following:

"Section 3. R.S. 47:1508(A)(1) is hereby amended and reenacted to read as follows:

§ 1508 Confidential character of tax records

A. (1) Except as otherwise provided by law, the records and files of the secretary of the Department of Revenue or the records and files maintained pursuant to a tax ordinance, excluding ad valorem property taxes and ad valorem property tax assessment rolls, of any political subdivision are confidential and privileged, and no person shall divulge or disclose any information obtained from such records and files except in the administration and enforcement of the tax laws of this state or of a political subdivision of this state. Notwithstanding the provisions of this Section, upon the request of the secretary of the Department of Social Services or his designee, the secretary of the Department of Revenue shall provide to the Department of Social Services the address and social security number of the person designated by that department as an absent parent for the purpose of implementing the provisions of R.S. 46:236.1.1 et seq., the family and child support program.

* * *

AMENDMENT NO. 4

On page 18, line 20, change "Section 3." to "Section 4."

AMENDMENT NO. 5

On page 18, line 21, change "Section 4." to "Section 5."

AMENDMENT NO. 6

On page 18, line 25, change "Section 5." to "Section 6."

AMENDMENT NO. 7

On page 19, line 4, change "Section 6." to "Section 7."

AMENDMENT NO. 8

On page 19, line 8, change "Section 7." to "Section 8."

AMENDMENT NO. 9

On page 19, between lines 13 and 14, insert the following:

"Section 9. The Louisiana Law Institute is hereby authorized and directed to replace or redesignate all citations in the Louisiana Revised Statutes to those sections of Chapter 3 of Title 46 to conform to the redesignation of sections contained in this Act."

AMENDMENT NO. 10

On page 19, line 14, change "Section 8." to "Section 10."

On motion of Senator Mount, the amendments were adopted.

The bill was read by title. Senator Mount moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Malone
Adley	Hines	Marionneaux
Barham	Holden	Michot
Chaisson	Hollis	Mount
Cravins	Hoyt	Romero
Dardenne	Irons	Schedler
Dupre	Johnson	Smith
Ellington	Jones, B	Tarver
Fields	Jones, CD	Theunissen
Fontenot	Lambert	Thomas
Gautreaux	Lentini	Ullo
Total—33		

NAYS

Dean
Total—1

ABSENT

Bajoie	Boissiere	McPherson
Bean	Cain	
Total—5		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Mount moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1266—

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact Code of Criminal Procedure Article 914(B), relative to appeals; to provide for the time in which a motion for an appeal must be made; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1279—

BY REPRESENTATIVE SCHNEIDER

AN ACT

To amend and reenact R.S. 11:1301, to enact R.S. 11:1336 through 1338, to designate R.S. 11:1301 through 1338 as Part I of Chapter 4 of Title 11 of the Louisiana Revised Statutes of 1950, and to enact Part II of said Chapter 4, to be comprised of R.S. 11:1341 through 1344, relative to the Louisiana State Police Retirement System; to provide for definitions; to create an excess benefit plan; to provide with respect to qualification of

the retirement system under Section 401(a) of the Internal Revenue Code; to provide for an effective date; and to provide for related matters.

The bill was read by title. Senator Boissiere moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Holden	Mount
Boissiere	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Dean
Total—1

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1331—

BY REPRESENTATIVE WINSTON

AN ACT

To enact R.S. 40:34(B)(1)(h)(vi), relative to birth certificates; to provide for the inclusion of the name of the father; to provide for certain evidence and procedures; and to provide for related matters.

Floor Amendments Sent Up

Senator Dean sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dean to Reengrossed House Bill No. 1331 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "(vi)" insert "and (vii)"

AMENDMENT NO. 2

On page 1, line 3, after "father;" insert "to provide that the natural parent's name shall remain on a child birth certificate after an adoption;"

AMENDMENT NO. 3

On page 1, line 6, after "(vi)" delete "is" and insert "and (vii) are"

AMENDMENT NO. 4

On page 2, between lines 7 and 8, insert the following:

"(h)(vii) If the child is a legitimate child as provided in Civil Code Article 179, and a natural parent dies, the name of the natural parent shall remain on the child's birth certificate, if the child is later adopted.

* * *

On motion of Senator Dean, the amendments were adopted.

The bill was read by title. Senator Schedler moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Marionneaux
Adley	Heitmeier	Michot
Barham	Hines	Mount
Boissiere	Holden	Romero
Chaisson	Hollis	Schedler
Cravins	Hoyt	Smith
Dean	Johnson	Tarver
Dupre	Jones, CD	Theunissen
Ellington	Lambert	Thomas
Fields	Lentini	Ullo
Fontenot	Malone	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Dardenne	McPherson
Bean	Irons	
Cain	Jones, B	
Total—7		

The Chair declared the amended bill was passed. The title was read and adopted. Senator Schedler moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1347—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 13:717(C), (D)(1) and (2)(e), (F)(introductory paragraph), and (H) and 718(A), (B), and (I)(2) and to repeal R.S. 13:717(E) and 718(G), relative to the offices of commissioner for the Twenty-Fourth Judicial District Court; to provide for the qualifications and salary of the commissioners; to repeal the authority of the commissioners to hear criminal trials; to repeal the termination date of the office of commissioner; to require the sheriff of Jefferson Parish to collect the premium fee from each commercial surety underwriting criminal bail bonds in Jefferson Parish; and to provide for related matters.

The bill was read by title. Senator Lentini moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Hines	Marionneaux
Barham	Holden	Michot
Boissiere	Hollis	Mount
Chaisson	Hoyt	Romero

Cravins
Dardenne
Dupre
Fields
Fontenot
Gautreaux
Heitmeier
Total—32

Irons
Johnson
Jones, B
Jones, CD
Lambert
Lentini
Malone

NAYS

Dean
Total—1

ABSENT

Mr. President
Bajoie
Total—6

Bean
Cain

Ellington
McPherson

The Chair declared the bill was passed. The title was read and adopted. Senator Lentini moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1352—

BY REPRESENTATIVE LAFLEUR

AN ACT

To amend and reenact R.S. 14:40.2(B)(3), relative to the crime of stalking; to provide that orders issued by a magistrate prohibiting contact with the victim of the crime of stalking can serve as the basis for increased penalties; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1501—

BY REPRESENTATIVES SCHNEIDER, BEARD, DANIEL, MCDONALD, MCVEA, AND SHAW

AN ACT

To amend and reenact R.S. 11:2252, 2253(A)(1)(a)(ii) and (C), 2256(A)(5) and (E)(3), 2260(A)(6) and (8), 2261(A), and 2262(D)(2), to enact R.S. 11:2253(D), 2256(B)(1)(f), and 2260.1, and to repeal R.S. 11:2260(A)(11)(f), relative to the Firefighters' Retirement System; to provide with respect to the definition of terms; to provide for determinations of eligibility for membership in the system; to terminate the authority to merge employees of certain fire protection districts into the system; to provide for application of provisions of law regarding reemployment of retirees to all employees of the system; to define the term "surviving eligible spouse" for purposes of paying survivor benefits; to authorize the payment of refunded employee contributions based on emergency circumstances; to establish quorum and voting requirements for the members of the board of trustees; to delete provisions related to the joint administration with another retirement system; to provide authority for the correction of administrative errors; to establish standards by which system funds are invested; to provide with regard to delinquent contributions; to repeal provisions relative to the merger of individuals into the system, otherwise known as "Act 89 mergers"; to provide for effective dates; and to provide for related matters.

The bill was read by title. Senator Boissiere moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President

Gautreaux

Malone

Adley
Barham
Boissiere
Chaisson
Cravins
Dardenne
Dupre
Ellington
Fields
Fontenot
Total—33

Heitmeier
Hines
Holden
Hollis
Irons
Johnson
Jones, B
Jones, CD
Lambert
Lentini

NAYS

Dean
Total—1

ABSENT

Bajoie
Bean
Total—5

Cain
Hoyt

McPherson

The Chair declared the bill was passed. The title was read and adopted. Senator Boissiere moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1797—

BY REPRESENTATIVE KENNEY

AN ACT

To amend and reenact R.S. 3:3105(B) and to enact R.S. 3:3107, relative to the importation of cervid species; to provide for entry requirements of cervid species into Louisiana; to provide for penalties; to provide for quarantines; and to provide for related matters.

Floor Amendments Sent Up

Senator Ellington sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 4, line 8, delete "in a state" and insert "within one hundred and twenty five miles radius of"

On motion of Senator Ellington, the amendments were adopted.

Floor Amendments Sent Up

Senator Hines sent up floor amendments which were read.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1797 by Representative Kenney

AMENDMENT NO. 1

On page 1, line 11, change "B." to "B(1)"

AMENDMENT NO. 2

On page 1, between lines 14 and 15, insert the following:

"(2) In addition to the penalty imposed in Paragraph (1) of this Subsection, the penalties provided in R.S. 56:32 may be imposed by the commissioner for violations of this Part."

On motion of Senator Hines, the amendments were adopted.

The bill was read by title. Senator Ellington moved final passage of the amended bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Holden	Mount
Boissiere	Hollis	Romero
Chaisson	Hoyt	Schedler
Cravins	Irons	Smith
Dardenne	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Dean
Total—1

ABSENT

Bajoie	Cain
Bean	McPherson
Total—4	

The Chair declared the amended bill was passed. The title was read and adopted. Senator Ellington moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1789 (Substitute for House Bill No. 465 by Representative Martiny)—

BY REPRESENTATIVE MARTINY

AN ACT

To enact R.S. 27:301(B)(16) and 311.1 through 311.6, relative to the Video Draw Poker Devices Control Law; to provide for the issuance of video draw poker employee permits; to provide for definitions; to require a video draw poker employee permit to work as a video draw poker employee; to provide definitions; to provide for classes of permits; to provide for suitability determinations; to provide for the term of a video draw poker employee permit; and to provide for related matters.

The bill was read by title. Senator Chaisson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Marionneaux
Adley	Heitmeier	Michot
Barham	Hines	Mount
Boissiere	Holden	Romero
Chaisson	Hollis	Schedler
Cravins	Hoyt	Smith
Dardenne	Irons	Tarver
Dupre	Johnson	Theunissen
Ellington	Jones, B	Thomas
Fields	Jones, CD	Ullo
Fontenot	Malone	
Total—32		

NAYS

Total—0

ABSENT

Bajoie	Dean	McPherson
Bean	Lambert	
Cain	Lentini	
Total—7		

The Chair declared the bill was passed. The title was read and adopted. Senator Chaisson moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1806—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 15:598 and to enact R.S. 15:587.4, relative to criminal history records checks; to provide with respect to the authority of a municipal or parish fire department, a fire protection district, or a volunteer fire department to require such background checks; to provide for fees for processing such records checks; and to provide for related matters.

The bill was read by title. Senator Ullo moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Marionneaux
Adley	Hines	Michot
Barham	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lambert	Ullo
Fontenot	Lentini	
Gautreaux	Malone	
Total—34		

NAYS

Total—0

ABSENT

Bajoie	Boissiere	McPherson
Bean	Cain	
Total—5		

The Chair declared the bill was passed. The title was read and adopted. Senator Ullo moved to reconsider the vote by which the bill was passed and laid the motion on the table.

HOUSE BILL NO. 1812—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To enact R.S. 9:2796.2, relative to liability for damages; to provide for certain causes of action related to bonfire presentations on the Mississippi River levee; to provide for permits; to provide for certain restrictions; to provide for definitions; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

HOUSE BILL NO. 1839—BY REPRESENTATIVES BAYLOR AND L. JACKSON
AN ACT

To enact Children's Code Article 423(C)(6), relative to the authority of hearing officers in juvenile court; to authorize hearing officers to hear and make recommendations on all restraining orders filed in accordance with Children's Code Articles 1569 and 1570; and to provide for related matters.

On motion of Senator Lambert, the bill was read by title and returned to the Calendar, subject to call.

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of taking up at this time.

**Senate Bills and Joint Resolutions
Returned from the House
of Representatives with Amendments,
Subject to Call**

The following Senate Bills and Joint Resolutions returned from the House of Representatives with amendments, subject to call, were taken up and acted upon as follows:

Called from the Calendar

Senator Ellington asked that Senate Bill No. 260 be called from the Calendar at this time.

SENATE BILL NO. 260—

BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 33:130.202(A)(3),(4),(5),(6), and (7), and (G), and 130.210(A)(1) and to repeal R.S. 33:130.202(A)(8), 130.210(A)(3), and 130.211, relative to parish development boards; to provide for revisions to the LaSalle Economic Development District; to provide for changes among the district's commissioners; to establish a quorum, to remove restrictions upon the district's authority; and to provide for related matters.

The bill was read by title. Returned from the House of Representatives with the following amendments:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 260 by Senator Ellington

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of line 2, and delete lines 3 through 6, both inclusive, in their entirety and at the beginning of line 7, delete "restrictions upon the district's authority;" and insert in lieu thereof the following: "R.S. 33:130.210(A)(1) and (3) and 130.211, relative to parish development boards; to provide relative to the LaSalle Economic Development District; to provide with respect to certain tax authorizations and limitations;"

AMENDMENT NO. 2

On page 1, line 11, after "Section 1." delete the remainder of line 11, and at the beginning of line 12, delete "130.210(A)(1)" and insert in lieu thereof "R.S. 33:130.210(A)(1) and (3) and 130.211"

AMENDMENT NO. 3

On page 1, delete lines 13 through 15, both inclusive, in their entirety and on page 2, delete lines 1 through 20, both inclusive, in their entirety

AMENDMENT NO. 4

On page 3, delete lines 9 and 10, in their entirety and insert in lieu thereof the following:

"(3) The election on the proposition to levy the tax shall be held prior to ~~January 1, 1996~~ July 1, 2004; if not approved by such date, the tax shall not be levied. The duration of the tax set forth in the proposition shall not exceed five years; however, such tax may be renewed for an additional period not to exceed five years.

* * *

§130.211. Ad valorem tax ~~prohibition~~ authorization

~~Notwithstanding any provision of law to the contrary, the governing authority of an economic development district with boundaries coterminous with a parish having a population between thirteen thousand and thirteen thousand eight hundred persons, as established by the most recent federal decennial census, shall not levy or collect, or cause to be levied or collected, any ad valorem tax:~~

A. Subject to the provisions of R.S. 33:130.205, the district may levy and cause to be collected an ad valorem tax within the boundaries of the district for such purposes and at such rate as provided by the proposition authorizing its levy, provided the proposition is approved by a majority of the qualified electors of the district voting at an election held for that purpose.

B. Such an election shall be conducted in accordance with the provisions of the Louisiana Election Code and at the time another election is being conducted throughout the state.

C. The election on the proposition to levy the tax shall be held prior to July 1, 2004; if not approved by such date, the tax shall not be levied. The duration of the tax set forth in the proposition shall not exceed five years; however, such tax may be renewed for an additional period not to exceed five years."

Senator Ellington moved to reject the amendments proposed by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Heitmeier	Malone
Adley	Hines	Marionneaux
Barham	Holden	Michot
Boissiere	Hollis	Mount
Chaisson	Hoyt	Romero
Dardenne	Irons	Schedler
Dupre	Johnson	Smith
Ellington	Jones, B	Tarver
Fields	Jones, CD	Theunissen
Fontenot	Lambert	Thomas
Gautreaux	Lentini	Ullo
Total—33		

NAYS

Total—0

ABSENT

Bajoie	Cain	Dean
Bean	Cravins	McPherson
Total—6		

The Chair declared the amendments proposed by the House were rejected. Senator Ellington moved to reconsider the vote by which the amendments were rejected and laid the motion on the table.

Rules Suspended

Senator Adley asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

**Introduction of Resolutions,
Senate and Concurrent**

Senator Lambert asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 74—

BY SENATOR C. JONES

A RESOLUTION

To direct the Department of Education and the Board of Elementary and Secondary Education to release all data, measurements, statistical methods, and related information used to compile the "Public School District Teacher Profile".

The resolution was read by title. Senator C. Jones moved to adopt the Senate Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Fontenot	Jones, CD
Barham	Heitmeier	Lentini
Boissiere	Hines	Malone
Chaisson	Holden	Marionneaux
Dean	Hollis	Tarver
Dupre	Irons	Ullo
Ellington	Johnson	
Fields	Jones, B	
Total—22		

NAYS

Mr. President	Mount	Smith
Hoyt	Romero	Theunissen
Michot	Schedler	
Total—8		

ABSENT

Bajoie	Cravins	Lambert
Bean	Dardenne	McPherson
Cain	Gautreaux	Thomas
Total—9		

The Chair declared the Senate had adopted the Senate Resolution.

SENATE RESOLUTION NO. 75—

BY SENATOR HOYT

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana upon the death of Dr. G. L. Gardiner.

On motion of Senator Hoyt, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 139—

BY SENATORS HEITMEIER AND LENTINI

A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to provide reports regarding certain effects of the implementation "flexible rating" in Senate Bill No. 721 on property and casualty insurance rates in Louisiana.

The resolution was read by title. Senator Heitmeier moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Adley	Gautreaux	Marionneaux
Barham	Heitmeier	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Tarver
Dupre	Jones, B	Theunissen
Ellington	Jones, CD	Thomas
Fields	Lentini	Ullo
Fontenot	Malone	
Total—32		

NAYS

Total—0

ABSENT

Mr. President	Cain	McPherson
Bajoie	Hines	
Bean	Lambert	
Total—7		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 140—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To establish the Mandatory Overtime Study Committee to study the extent of mandatory overtime required of registered nurses in Louisiana.

The resolution was read by title. Senator Mount moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President	Gautreaux	Marionneaux
Barham	Hines	Michot
Boissiere	Holden	Mount
Chaisson	Hollis	Romero
Cravins	Hoyt	Schedler
Dardenne	Irons	Smith
Dean	Johnson	Theunissen
Dupre	Jones, B	Thomas
Ellington	Jones, CD	Ullo
Fields	Lentini	
Fontenot	Malone	
Total—31		

NAYS

Total—0

ABSENT

Adley	Cain	McPherson
Bajoie	Heitmeier	Tarver
Bean	Lambert	
Total—8		

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

FINANCE

Senator Dardenne, Chairman on behalf of the Committee on Finance, submitted the following report:

June 13, 2003

To the President and Members of the Senate:

I am directed by your Committee on Finance to submit the following report:

HOUSE CONCURRENT RESOLUTION NO. 103—

BY REPRESENTATIVE WADDELL

A CONCURRENT RESOLUTION

To urge and request the governor to issue an executive order requiring his Office of Rural Development, the Department of Economic Development, the office community development in the division of administration, and the Department of Labor to coordinate program funding so as to maximize the benefits for rural areas.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 156—

BY REPRESENTATIVE WELCH

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide much needed economic and budgetary aid to Louisiana and all the states by enacting a balanced tax cut together with fiscal relief for the states that will stimulate the economy and prevent cuts in vital services.

Reported favorably.

HOUSE CONCURRENT RESOLUTION NO. 233—

BY REPRESENTATIVE BOWLER

A CONCURRENT RESOLUTION

To urge and request the division of administration to study the feasibility of implementing a statewide electronic payment system.

Reported favorably.

HOUSE BILL NO. 35—

BY REPRESENTATIVE TOOMY AND SENATOR HEITMEIER

A JOINT RESOLUTION

Proposing to amend Article VI, Section 14 of the Constitution of Louisiana, relative to increasing the financial burden of school boards; to provide that no law or state executive order, rule, or regulation requiring increased expenditures for any purpose shall be applicable to a school board except under certain circumstances; to provide for exceptions; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 273—

BY REPRESENTATIVE TOOMY AND SENATOR LENTINI

AN ACT

To amend and reenact R.S. 16:51(A)(1), (2), (4), (7), (16), (17), (19), (22), (23), (24), (26), (32), (36), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 573—

BY REPRESENTATIVE CRANE AND SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 39:75(C)(2) and to enact R.S. 39:75(E)(4), relative to state funds; to provide with respect to budgetary actions executed to cure a budget deficit or to avoid a projected budget deficit; to provide with respect to a reduction in an appropriation or the transfer of funds from the Louisiana Quality Education Support Fund; to require equal apportionment between the Board of Regents and the State Board of Elementary and Secondary Education of any reductions to appropriations resulting from a transfer of funds from the Louisiana Quality Education Support Fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 583—

BY REPRESENTATIVES FARRAR, CAZAYOUX, HOPKINS, AND THOMPSON

A JOINT RESOLUTION

Proposing to amend Article XII, Section 6(A) of the Constitution of Louisiana, relative to the Lottery Proceeds Fund; to require annual appropriation of certain monies in the Lottery Proceeds Fund for the minimum foundation program and services for compulsive and problem gaming; to provide for an effective date; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 593—

BY REPRESENTATIVE LEBLANC

AN ACT

To repeal R.S. 39:51(B), relative to budgetary procedure; to delete the requirement that the governor explain certain differences between the executive budget and certain bills for the ordinary and ancillary expenses of state government.

Reported favorably.

HOUSE BILL NO. 637—

BY REPRESENTATIVE LEBLANC

A JOINT RESOLUTION

Proposing to amend Article VII, Sections 10.3(A)(2)(a)(introductory paragraph) and 10.5(B) of the Constitution of Louisiana, to provide for the deposit of certain mineral revenues in the Budget Stabilization Fund; to correct an incorrect reference to the Budget Stabilization Fund; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 731—

BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 13:5063(C)(2)(b), relative to the Master Settlement Agreement; to provide for escrow payments by tobacco product manufacturers; to provide for the state's allocable share; to provide for the release of funds from escrow; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 844—

BY REPRESENTATIVES FARRAR, CAZAYOUX, HOPKINS, AND THOMPSON

AN ACT

To amend and reenact R.S. 28:842 and R.S. 47:9029(B), relative to special treasury funds; to provide for annual appropriation of certain monies in the Lottery Proceeds Fund for the minimum foundation program and services for compulsive and problem gaming; to provide for sources of monies in the Compulsive and Problem Gaming Fund; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1068—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:87.2, relative to performance-based budgeting; to provide for a process by which an agency's performance data may be adjusted after the budget has been enacted; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1093—

BY REPRESENTATIVES TOOMY AND WELCH

AN ACT

To amend and reenact R.S. 33:1421(A)(1), relative to the compensation of sheriffs in parishes with a population of four hundred thousand or less; to provide for certain salary increases; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1217—

BY REPRESENTATIVES TRICHE, ANSARDI, ARNOLD, BALDONE, BAUDOUIN, BOWLER, BROOME, BRUCE, CROWE, CURTIS, DAMICO, DARTEZ, DIEZ, DOERGE, DOWNER, DURAND, FANNIN, FLAVIN, FRITH, FUTRELL, GALLOT, GLOVER, GUILLORY, HEBERT, HILL, HONEY, HUDSON, ILES, KENNARD, KENNEY, LUCAS, MCDONALD, MCVEA, MONTGOMERY, MORRELL, NEVERS, PIERRE, POWELL, QUEZAIRE, RICHMOND, JACK SMITH, JANE SMITH, STRAIN, THOMPSON, WADDELL, WALSWORTH, WELCH, WINSTON, AND WOOTON AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 30:136.3, 209(2) and (4)(b), and 212(D)(2) and (3), relative to the office of mineral resources funding authority; to rename the Mineral Resources Audit and Collection Fund; to provide for revenues to be credited to the fund; to provide for appropriation from the fund; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1270—

BY REPRESENTATIVES WINSTON, HUDSON, LAFLEUR, LEBLANC, MCDONALD, MURRAY, NEVERS, SALTER, JOHN SMITH, STELLY, THOMPSON, AND WELCH AND SENATOR IRONS

AN ACT

To amend and reenact R.S. 39:31(F)(2) and to enact R.S. 39:31(C)(9), relative to budgetary procedure; to require inclusion of certain information in agency operational and strategic plans; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1299—

BY REPRESENTATIVES DANIEL, JOHN SMITH, AND WELCH

AN ACT

To amend and reenact R.S. 30:2484(A)(5) and 2486(A), (B), (C)(1), and (D), and 2487(A), relative to the Oil Spill Contingency Fund; to provide for grants from the fund for research, testing, and development of discharge and blowout prevention and training using full scale well service training; to provide with

respect to the fund balance as it relates to the collection of fees; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1758—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 25:900.1(D)(introductory paragraph) and to enact R.S. 25:900.1(D)(5), relative to the Percent for the Arts Program; to provide authorization to the assistant secretary of the office of cultural development of the Department of Culture, Recreation and Tourism for certain purposes; to provide for an effective date; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1774—

BY REPRESENTATIVE POWELL

AN ACT

To amend and reenact R.S. 33:1448(G), relative to group insurance for sheriffs and deputy sheriffs; to require the sheriff of any parish with a population of between one hundred thousand and one hundred two thousand to pay certain premium costs of specified group insurance for certain retired officials and employees; to provide limitations; and to provide for related matters.

Reported favorably.

HOUSE BILL NO. 1819—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 39:98.6, relative to tobacco settlement proceeds; to provide relative to the amount of security to be furnished for appeal of certain matters relating to the tobacco settlement proceeds to be received by the state pursuant to the Master Settlement Agreement; to provide that affiliates of a signatory of the agreement and all other defendants are included in the maximum amount of security required for appeals; to provide for an effective date; and to provide for related matters.

Reported with amendments.

HOUSE BILL NO. 1909—

BY REPRESENTATIVE BAYLOR

AN ACT

To authorize the state of Louisiana to redirect certain payments due to the state from the city of Shreveport for the purposes of the further economic development of the Shreveport Regional Airport under certain circumstances; and to provide for related matters.

Reported favorably.

Respectfully submitted,
JAY DARDENNE
Chairman

SUPPLEMENTAL REPORT OF COMMITTEE ON

RETIREMENT

Senator Boissiere, Chairman on behalf of the Committee on Retirement, submitted the following report:

June 13, 2003

To the President and Members of the Senate:

I am directed by your Committee on Retirement to submit the following report:

HOUSE BILL NO. 1625—

BY REPRESENTATIVE SCHNEIDER
AN ACT

To amend and reenact R.S. 11:102(B)(3)(d), 542(A), (B), (C)(1)(introductory paragraph), and (D), and 883.1(A), (B), (C)(1)(introductory paragraph), and (D), relative to state retirement systems; to provide relative to payment of unfunded accrued liabilities of the Louisiana State Employees' Retirement System and of the Teachers' Retirement System of Louisiana; to provide for amortization of unfunded accrued liabilities in over a thirty-year period from the time of occurrence; to include negative employee experience account balances in the unfunded accrued liability; to provide for experience account credits; to provide for an effective date; and to provide for related matters.

Reported without action.

Respectfully submitted,
LAMBERT BOISSIERE, JR.
Chairman

REPORT OF COMMITTEE ON

HEALTH AND WELFARE

Senator Schedler, Chairman on behalf of the Committee on Health and Welfare, submitted the following report:

June 13, 2003

To the President and Members of the Senate:

I am directed by your Committee on Health and Welfare to submit the following report:

HOUSE BILL NO. 1408—

BY REPRESENTATIVES DEWITT AND JOHNS
AN ACT

To amend and reenact R.S. 40:1299.39.1(A)(1), (2)(b), and (3)(b) and (1)(4) and (5) and 1299.47(A)(1), (2)(b), and (3)(b) and (1)(2)(b) and (3) and to enact R.S. 40:1299.39.1(A)(3)(c) and (4) and (1)(6) and 1299.47(A)(3)(c) and (4) and (1)(4), relative to the state and private Medical Malpractice Acts; to provide relative to medical review panels; to provide for the inclusion of certain information in each request for a medical review panel; to provide for the payment of a filing fee; to provide for exceptions to and the waiver of the filing fee in certain circumstances; to provide that failure to pay the required fee shall invalidate the request for a medical review panel; to provide for the payment of the costs of the medical review panel; to provide for the refund of the filing fee under certain conditions; and to provide for related matters.

Reported favorably.

Respectfully submitted,
TOM SCHEDLER
Chairman

**House Bills and Joint Resolutions
on Second Reading
Reported by Committees**

Senator Theunissen asked for and obtained a suspension of the rules to take up at this time the following House Bills and Joint Resolutions just reported by Committees.

HOUSE BILL NO. 35—

BY REPRESENTATIVE TOOMY AND SENATOR HEITMEIER
A JOINT RESOLUTION

Proposing to amend Article VI, Section 14 of the Constitution of Louisiana, relative to increasing the financial burden of school boards; to provide that no law or state executive order, rule, or regulation requiring increased expenditures for any purpose shall be applicable to a school board except under certain circumstances; to provide for exceptions; to provide for

submission of the proposed amendment to the electors; and to provide for related matters.

Reported with amendments by the Committee on Finance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 35 by Representative Toomy

AMENDMENT NO. 1

In Senate Committee Amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 5, 2003, in Amendment No. 1, on page 1, line 4, after "providing for" insert "salaries," and after "insurance" insert a comma ","

AMENDMENT NO. 2

In Senate Committee Amendments proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 5, 2003, in Amendment No. 2, on page 1, line 7, after "providing for" insert "salaries," and after "insurance" insert a comma ","

On motion of Senator Dardenne the committee amendment was adopted.

On motion of Senator Theunissen, House Bill No. 35, as amended, was recommitted to the Committee on Education.

Motion to Recommit

Senator Lentini asked for and obtained a suspension of the rules and recommitted House Concurrent Resolution No. 190 from the Committee on Judiciary C to the Committee on Revenue and Fiscal Affairs.

Motion to Make Special Order

Senator Fields asked for and obtained a suspension of the rules and made Senate Bill No. 539, which is on Third Reading and Final Passage Subject to Call, Special Order of the Day No. 1 on Monday, June 16, 2003 immediately following the Morning Hour.

Leaves of Absence

The following leaves of absence were asked for and granted:

Bajoie	1 Day	Bean	1 Day
Cain	1 Day	McPherson	1 Day

Adjournment

Senator Barham moved that the Senate adjourn until Monday, June 16, 2003, at 1:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 1:00 o'clock P.M. on Monday, June 16, 2003.

MICHAEL S. BAER, III
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk